

AGENDA ITEM

US FOREST SERVICE COST/SHARE SUMMARY Supplement No. 22 Flathead National Forest

February 17, 2009

RIGHT-OF-WAY-APPLICATION FILE NO. 14701

I. Applicant:

USDA-Forest Service
Region 1
Flathead National Forest
Kalispell, MT 59923

II. Purpose of Reciprocal Cost-Share Agreement:

State land is intermingled with private and the US Forest Service lands administered by the Flathead National Forest. In order for both the State of Montana and the US Forest Service to gain legal access, it is necessary to exchange easements as provided by the Master Cost/Share Agreement with the US Forest Service.

III. Legal Description:

The State of Montana and the USA (Forest Service) in the following described lands will exchange standard Cost/Share easements with a Right-of-Way width of 60 feet:

State Lands: Section 6, T32N, R23W

National Forest
System Lands: Sections 1, 12 and 13, T32N, R24W
Section 35, T32N, R24W
Section 6, T31N R23W

Note: Forest Service will assign rights on:

Private Lands: Sections 34 and 35, T32N, R24W

IV. General Information:

Tributary area, right of way area, and miles of road are summarized as follows:

	State Share	USFS Share	Private – third party share	Total
Tributary Area:	2,641 Acres	2,774 Acres *	(1,624)	7,039 Acres
Right of Way Area:	1.02 Acres	29.38 Acres*	(6.92)	37.33 Acres
Miles of Road:	0.14	5.41**	(.95 Miles)	5.55 Miles

* USFS assumes 3rd party shares.

** Combination of cost share (F.S. and PVT) and non-cost share miles

Land Office: NWLO
Unit Office: Stillwater
Land Classification: Forest
Beneficiaries Trust Accounts: C.S. - Public School, P.B. - Public Buildings, A.C.B. - Agricultural College (Second Grant), S.M. - School of Mines, SRS - Pine Hills School and A.C.I - Agricultural College (Morrill Grant)
Lessee N/A
County: Flathead

V. Costs to be Borne by Each Party:

Excess costs, by land value and road costs, were determined by negotiation with the USFS Flathead National Forest in accordance with the principals found in the Master Cost Share Agreement. The Summary of Shares and Excess Costs for Supplement 22 are summarized as follows:

	EXCESS COSTS	
	Gov't Owes State	State Owes Gov't
Land Value	\$ 18,525	\$58,865
Road Costs	0	\$36,452
Total Value/Costs	\$ 18,525	\$ 95,317
Amount Owed*	\$ 18,525	\$ 95,317

*Upon approval by the Land Board and exchange of deeds, the State and the Gov't agree to apply the balances due of **\$95,317** and **\$18,525** respectively to the Master Cost Share balance sheet.

VI. Results of MEPA Analysis:

The Stillwater Unit Manager prepared and approved the Environmental Assessment (MEPA) for the proposed project. The USFS prepared and approved a Categorical Exclusion for the project.

VII. Benefits to State:

Shared maintenance and future reconstruction costs

Reduced road density by utilizing existing roads which reflects an integrated transportation system

Access rights across private land acquired from Forest Service on not only a "share basis" but also at the original cost basis.

Less acres of State land encumbered by roads and therefore more acres of State Land available for resource production.

As a result of the grant (easement) to USFS for the Stanton Lake/Grant Ridge Trail Project, State access to Section 36, T 31N R17W will be improved at no cost by reconstructing the approach and increasing the width of the existing access road. Vehicles currently park within the Highway 2 right-of-way. This project will accommodate parking outside of the Highway 2 right-of-way which will encourage the increased use of State and USFS Lands and also improve public safety by eliminating parking in the right-of-way. In addition, public access will be consolidated from two access points (one for each trail head currently), to one access point for both trail heads.

VIII. Recommendation/Action:

After review of the documents, exhibits, and benefits to the State, the Director of the Department of Natural Resources and Conservation recommends approval of the Duck to Dog Cost Share Supplement No. 22 with the US Forest Service.

Proposed Duck to Dog Cost Share Vicinity Map

Attachment A
Page 1 of 2

Stillwater State Forest

Proposed Project
Easement Areas

60E

10355

10356

10357

Olney

10351

93

2872




11209

Whitefish Lake




Whitefish

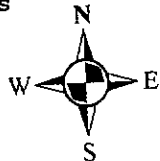
Legend

Land Owner

-  State of Montana (DNRC)
-  US Forest Service
-  Private Lands

Roads

-  Highway
-  Open Roads
-  Proposed Easements



State of Montana
ROAD RIGHT-OF-WAY CONSTRUCTION AND USE
AGREEMENT AREA
SUPPLEMENT NO. 22
DUCK TO DOG
Forest Service, State of Montana Department
of Natural Resources and Conservation

U.S.D.A. - Forest Service - Region One
FLATHEAD NATIONAL FOREST
Tally Lake Ranger District
Flathead County, Montana
Principal Meridian, Montana

LEGEND

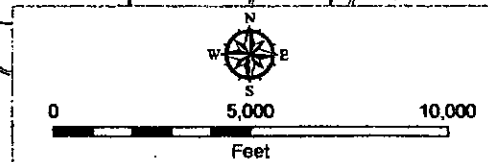
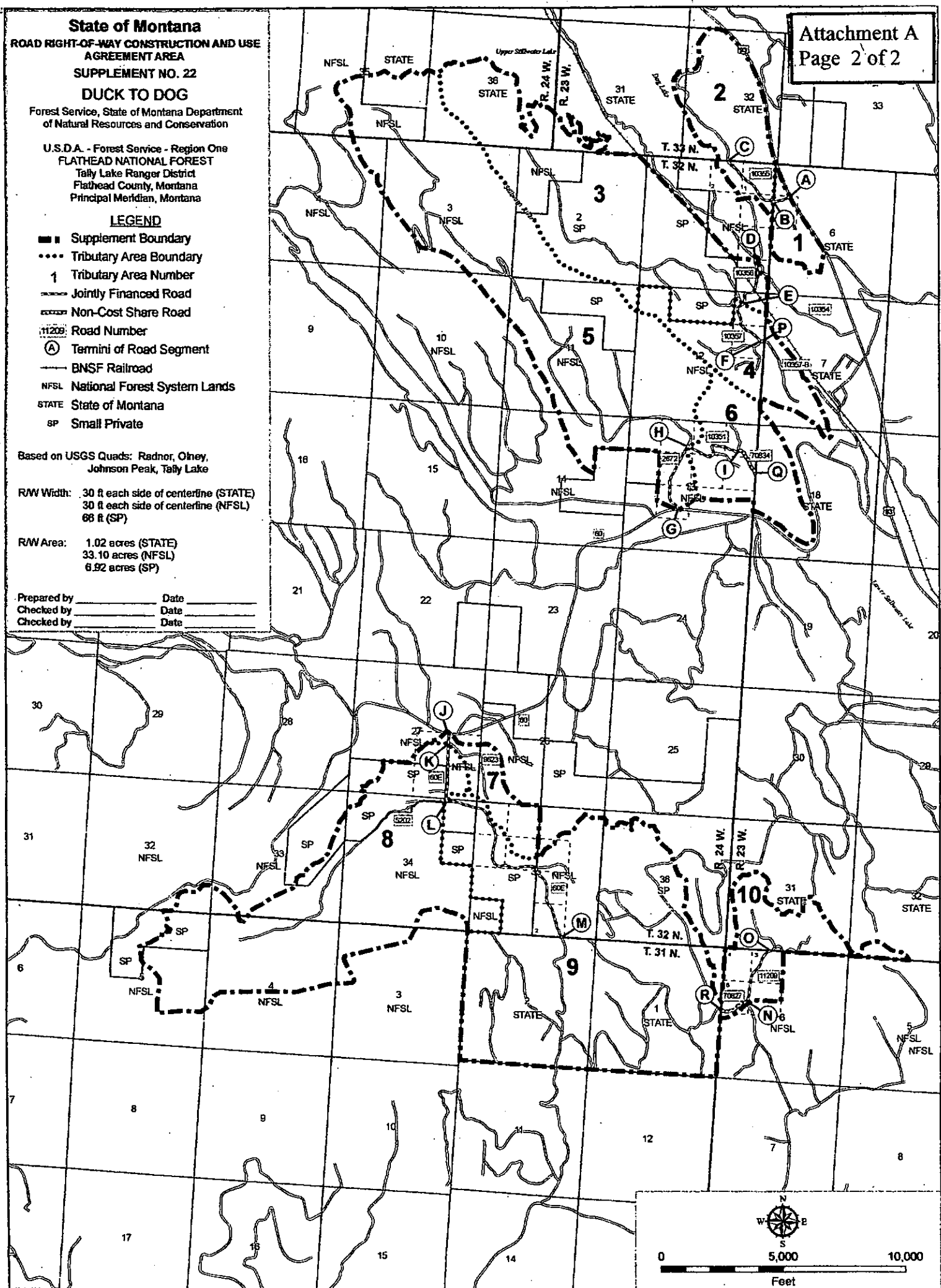
- Supplement Boundary
- Tributary Area Boundary
- 1 Tributary Area Number
- Jointly Financed Road
- Non-Cost Share Road
- 11209 Road Number
- (A) Termini of Road Segment
- BNSF Railroad
- NFSL National Forest System Lands
- STATE State of Montana
- SP Small Private

Based on USGS Quads: Radnor, Olney,
Johnson Peak, Tally Lake

R/W Width: 30 ft each side of centerline (STATE)
30 ft each side of centerline (NFSL)
66 ft (SP)

R/W Area: 1.02 acres (STATE)
33.10 acres (NFSL)
6.92 acres (SP)

Prepared by _____ Date _____
Checked by _____ Date _____
Checked by _____ Date _____



VICINITY MAP EXHIBIT 1-B

STANTON LAKE TRAIL NO. 146, GRANT RIDGE TRAIL NO. 339
AND STANTON TRAILHEAD ROAD NO. 11149
INCLUDING PARKING AREA AND TRAILHEAD
SW 1/4 Sec. 36, T. 31 N., R. 17 W., P.M.M.
FLATHEAD COUNTY, MONTANA

